

EXHIBIT H

This link shows an online retailer selling the same product, in various quantities and similar pricing, with the same links as the plaintiff. Here is the "FAQ" section of that website.
<http://www.rex-bac-t.com/site/805986/page/52666>

REX-BAC-T™ technologies

Home - Product Info - FAQ's - Testimonials - About Us - Purchase - Contact Us - Links - Affiliates

Tuesday, August 21, 2007

Welcome to **REX-BAC-T.com**, Your Best Source for Ordering Convenient, ALL-NATURAL, 100% Safe and Effective Septic Tank, Grease Trap and Drain Maintenance Products!

Order Tracking

Keep your Septic Tank, Grease Traps, and Drain Lines Trouble Free with **REX-BAC-T**

FAQ's

Ten Free Tips to Keep Your Septic Tank System Friendly
[Click Here](#)

Specials

Bio-Paks (Bulk)
 Reg. \$179.95
 On SALE for only \$174.95

To Order Online Now
[Click Here](#)

- [Why REX-BAC-T?](#)
- [Why enzymes?](#)
- [If there are natural bacteria present in the septic tank, why is REX-BAC-T needed?](#)
- [How does REX-BAC-T eliminate or reduce odors?](#)
- [How does REX-BAC-T reduce grease?](#)
- [Does REX-BAC-T reduce scum and sludge build-up?](#)
- [When and how area REX-BAC-T bacteria added to the septic or grease treatment system?](#)
- [Why are maintenance doses required? Doesn't natural reproduction of the bacteria take care of it?](#)
- [What are the contents of REX-BAC-T?](#)
- [Is REX-BAC-T safe? Are there any special handling or storage problems?](#)
- [If REX-BAC-T is so good, why don't municipal water treatment plants use it?](#)
- [What about the hot water we use in the automatic dishwasher? Can it kill the bacteria?](#)
- [What advantage does REX-BAC-T offer over other methods of taking care of my sewer lines, grease trap and septic tank?](#)
- [Will tree roots harm the septic tank?](#)

Q. Why REX-BAC-T?

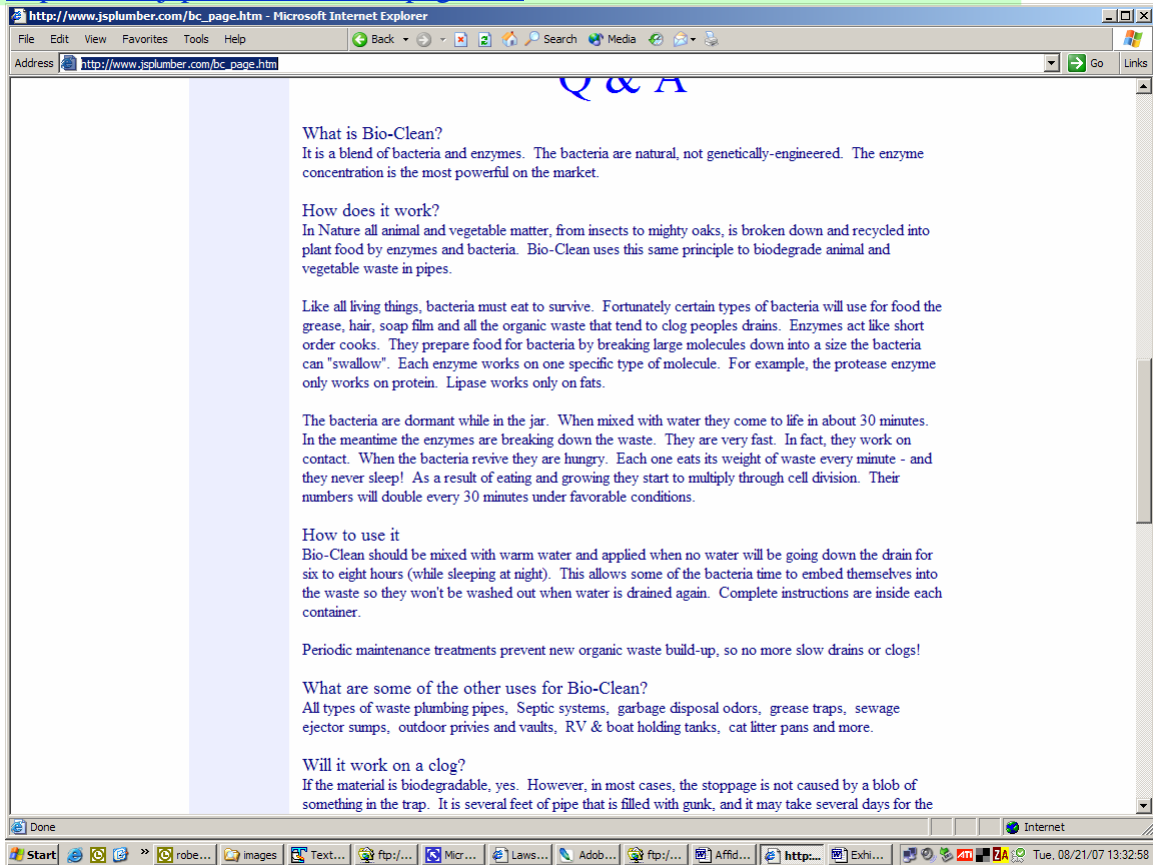
- **REX-BAC-T** is a potent kitchen grease and waste digestant.
- **REX-BAC-T** is a powerful blend at over 3 billion/gram count of facultative bacteria cultures. These enzymes act as biological catalysts to convert millions of molecules a second from one form to another without changing the enzyme characteristic.

http://www.rex-bac-t.com/site/805986/page/52666#10

Start | Internet | Tue, 08/21/07 12:15:52

An online merchant with a very similar FAQ section to that of the plaintiffs.

http://www.jsplumber.com/bc_page.htm



Another FAQ section from a competing site similar to the plaintiffs' website.

<http://www.1biotechnology.com/FAQ.html>

One Biotechnology - BioOne - Frequently Asked Questions about BioOne. - Microsoft Internet Explorer

File Edit View Favorites Tools Help Back Forward Stop Search Media Go Links

Address <http://www.1biotechnology.com/FAQ.html>

Products FAQs Manufacturing About Us What's New Downloads Contact Us

What is BioOne® and where do I use it?
BioOne is a friendly bacteria that digests oil, grease and food wastes into water and carbon dioxide. BioOne is ideal for clogged lines and grease traps as well as septic systems.

What does BioOne do?
BioOne eliminates build-up such as hair, soap scum and grease that slow down and clog drains and the insides of pipes. The friendly bacteria eat their way through the waste eliminating the problem. Through natural biological digestion, waste build-up in drains is eliminated.

Why should I choose BioOne?
BioOne is economical and safe for the environment - eliminating grease and food waste-related plumbing problems. BioOne is so powerful it's patented. Patented protection against pipe build-up, clogs and costly messes.

Why should I use BioOne when mechanical equipment is available to clear the drain?
BioOne cannot be used in place of mechanical equipment if the drainline is blocked. BioOne works in conjunction with mechanical equipment. BioOne removes the scum, slime and general build up. BioOne keeps drainlines and grease traps flowing.

There are other chemicals out there, so why BioOne?
BioOne is an affordable, all natural, friendly bacteria - unlike caustic additives that hurt the environment and don't guard against reoccurring problems. Dangerous caustic openers do very little to scum build-up and lose effectiveness the further they travel down a pipe.

When should I use BioOne?
Neglecting your waste system is a common and costly mistake that many people make. Start using BioOne NOW and continue using it periodically to ensure pipes and waste systems are kept clean and efficient. Commercial users can rely on the BioOne injection system to keep pipes clear and trouble-free.

Does BioOne work on everything?
NO, remember that BioOne can not repair broken pipes, mechanical defects or

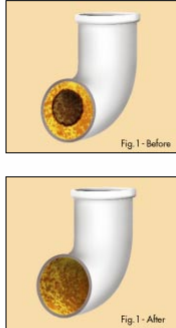


Fig. 1 - Before

Fig. 1 - After

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EXHIBIT I

Plaintiffs' comparison chart.

BioSafeOne: Keep Your Septic System Sparkling Clean, Clear, and Free of Contamination! Stronger - Microsoft Internet Explorer

File Edit View Favorites Tools Help Back Search Media Go Links

Address C:\Documents and Settings\robert\Desktop\biosafe\comparisons.html



Competitive Comparison

Other brands charge **retail prices** (that means 2-3 times the mark up value) for ineffective products that are too weak to fully digest and eliminate sewage. We ship you manufacturer direct, an industrial strength product with a proven track record, so **you pay wholesale price** for a treatment that really works. Take a look at our **comparison chart** that shows the price, and quantity of other septic products, and notice the overall value.

Product Name	Average Price: 1 Month Supply	3 Year Supply	Money Saved compared to Bio-Safe One	Experience and Company History	End Result Product Comparison
Rid-X	\$9.48	\$341.28	\$112.28	40 Years	4.5 million times weaker. More expensive. Less effective.
Bio-Safe One Septic Solution	\$4.38 + (See Below)	\$199.00	\$175 - \$700 (Price Range of Pump-out) or \$3,000 - \$20,000 (System Replacement)	Over 53 years Major success: Clean up of 1989 Exxon Valdez Oil Spill Leading Manufacturer Worldwide.	Bio-Safe One saves you the cost of pump-outs and system replacement. Strength: Bacteria counts in the billions per gram.
Septic Helper	\$2.48	\$179 for a 3 Year Supply	None, see Comparison	In/out of business due to numerous Attorney General complaints. Product resembles sand/dust.	The shelf life of powder bacteria does not last 6 years.
Bio Clean	\$6.20	\$223.44	None, see comparison	In/out of business.	Excessive amount of bacteria needed suggests that the bacterial count is significantly low.

Stop paying retail price for weaker less effective additives or products!

WE HAVE THE SOLUTION!
BIO-SAFE ONE
SEPTIC SOLUTION!
(B.O.S.S.)

Take charge of your septic system by maintaining it! You need to maintain your system! If you fail to maintain your septic system, it can cost thousands of dollars to replace it!

** NOTE: Calculation for 1 month supply of Bio-Safe is based on free shipping and

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EXHIBIT J

Defendants' comparison chart.

Compare NT-MAX clogged septic treatment to other inferior brands. - Microsoft Internet Explorer

Address: <http://www.newtechbio.com/septic-tank-comparison.htm>

NT-MAX is a powerful commercial grade product developed to digest sludge, fats, grease and organic matter as rapidly as possible to potentially save you tens of thousands of dollars in repair or replacement costs. While other products may be "stopped in their tracks" by common household cleaners, NT-MAX can neutralize soaps and detergents to continue degrading waste faster!

NT-MAX vs. the Competition

	Years in Business	24 Hour Customer Service	900 Billion Bacterial Count Per Liquid Gal	5 Billion Bacterial Count Per Gram	Return Policy	Safe for the Environment Will NOT Harm Humans	Monthly Cost Conclusion
NT-MAX	70+						\$6.31 Per Month Liquid Highest Bacterial Count Superior Product
Rex-Bac-T	24	No	No	No			\$98.00 More for the same Liquid Bacterial Count
Septic Remedy	?	No	None	4 Bill Gram	No		Website Vague, unknown. Many 888 complaints.
Roto Rooter	70+	No	?	3 Bill Gram			Inferior Bacterial Count
Roebic K-37	70+	?	450 Mill	450 Mill			Inferior Bacterial Count
ZEP/Enforcer	70+	No	None	700 Mill	?		Inferior Bacterial Count
RID-X	100+	?	Millions per Gal	1.5 Mill Per gram	?		Inferior Bacterial Count
Drano	100+	No	None	None	?	Hazardous	Hazard rating of "high" Can cause severe intestinal damage if swallowed

Need Help Deciding What to Order? Click Here!

Order by Phone: 1-800-509-0927 | 100% Safe Shopping Guaranteed

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Tue, 08/21/07 18:47:12

EXHIBIT K

The following website shows that

“comparison charts” are not uniquely plaintiffs' idea and many products available online have a comparison section. Defendants' comparison chart is different and compares with different companies than that of plaintiffs.

This septic treatment website offers a full comparison chart, has been online since 1999 and been in business long before the plaintiffs entered the online septic product marketplace.

<http://www.baproducts.com/1flush.htm>

One Flush Septic & Plumbing Energizer Concentrate - Microsoft Internet Explorer

Address <http://www.baproducts.com/1flush.htm>

10% of the number of bacteria in ONE FLUSH.

Ordinary liquids are usually watered down and sometimes formulated with detergents, glycols and perfumes. Going back to the comparison chart that one half-ounce pack of ONE FLUSH contains as much anaerobic bacteria as 30 quarts of Roebic K-37.

Forget Once-A-Year Treatment

You cannot depend on one product to maintain your septic system after a full year's abuse. A monthly maintenance approach prevents problems, restore your system, and biodegrades pollutants before they enter the environment.

PRODUCT COMPARISONS		
Product	Aerobic bacteria/ Gram	Anaerobic bacteria/ Gram
ONE FLUSH Septic Energizer	4,700,000,000 (4.7 billion)	5,000,000,000 (5 billion)
ZEP/ENFORCER Septic System Treatment	700,000,000 (700 million)	500,000,000 (500 million)
ROEBIC K-37 Septic Tank Treatment	450,000,000 (450 million)	2,400,000 (2.4 million)
RID-X Septic System Treatment	2,800,000 (2.8 million)	1,400,000 (1.4 million)

The above values were obtained from an analysis performed by an independent laboratory.
 ROEBIC is a registered trademark of ROEBIC Laboratories, Inc.
 RID-X is a registered trademark of Rckitt & Benckiser Inc
 ZEP/ENFORCER is a registered trademark of Zep/Enforcer Products Inc.

THE DIFFERENCE BETWEEN ONE FLUSH & ORDINARY BACTERIA

Not only are there more bacteria in ONE FLUSH, they are better. ONE FLUSH bacteria are more efficient and more effective than ordinary bacteria. They actually digest pollutants that kill ordinary bacteria.

Pollutant	Competitors	ONE FLUSH
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Another website with the same comparison chart.

<http://www.healthyhomemall.com/one-flush-information.asp>

One Flush Septic Treatment & Plumbing Energizer Concentrate Information - Microsoft Internet Explorer

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Back Forward Stop Home Search Media

Address <http://www.healthyhomemall.com/one-flush-information.asp> Go Links

Compost may be produced by using **ONE FLUSH™**, in as little as two weeks, depending on particle size and material type. The smaller the particle size, the faster the digestion. Pre-dissolve one or two packs of ONE FLUSH™ in one or two gallons of very warm water. Sprinkle between layers of material to be composted.

PRODUCT COMPARISONS		
PRODUCT	AEROBIC BACTERIA/GRAM	ANAEROBIC BACTERIA/GRAM
ONE FLUSH™ Septic & Plumbing Treatment Concentrate	4,700,000,000 (4.7 BILLION)	5,000,000,000 (5 BILLION)
ZEP®/ENFORCER®	700,000,00 (700 MILLION)	500,000,000 (500 MILLION)
ROEBIC® K-37	450,000,000 (450 MILLION)	2,400,000 (2.4 MILLION)
RID-X® Septic System Treatment	2,800,000 (2.8 MILLION)	1,400,00 (1.4 MILLION)

ONE FLUSH™ is the most versatile and powerful bacterial product available. The natural ingredients, reduced packaging and reduced storage make it ecologically sound. ONE FLUSH™ also biodegrades pollutants that would normally enter the environment and conserves water because it goes down in one flush.

Easy To Use - Just drop one pack in the toilet and flush! The polyvinyl alcohol pack (PVA) will dissolve in a minute and will biodegrade in the water in just a few hours.

Keep Out Of Reach Of Children - **ONE FLUSH™** is nontoxic, however it does contain bacteria and should not be ingested. The bacteria in **ONE FLUSH™** are certified non-pathogenic, non-opportunistic and susceptible to ordinary antibiotics. The PVA pack may pose as a choking danger to infants and small children. Prevent any contact with children.

*NOTE: Since every system is different and subject to abuse beyond our control, liability and guarantee is limited only to refund of purchase price.

Start

Inbox - Mi... http://ww... floweasy c... ftp://dogg... How Enzy... One Flush... exhibit pages Exhibit 10 ... Internet

Fri, 08/24/07 10:35:46

Prolabs brochure with comparison chart

http://www.prolabinc.com/oneflush_brochure_new.pdf

http://www.prolabinc.com/oneflush_brochure_new.pdf - Microsoft Internet Explorer

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Address http://www.prolabinc.com/oneflush_brochure_new.pdf Go Links

Save a Copy Search Select 82% Sign

Pages

Attachments

Comments

Your septic system needs bacteria to break down organic matter to keep itself alive and efficient. Today's antibacterial soaps and cleaners are hard to digest and can kill the bacteria that are needed. Every time you shower, wash clothes or dishes, you send high concentrations of detergents into your septic or greywater system. Disinfectants, deodorant soaps, toilet bowl cleaners and even mouth-wash kill the beneficial bacteria.

These pollutants pass through your septic tank, leach field and eventually into the environment. Contaminated leach fields and dry wells become "bio-dead" and prevent the ground from absorbing and breaking down effluents.

Until now, the only products available to the consumer were "extended" powders or "watered down" liquids with low bacterial populations or "counts." These products are limited to digesting proteins, starches and fats.

ONE FLUSH™ Septic & Plumbing Energizer Concentrate was originally designed for industrial and municipal waste treatment facilities. Eight different strains of bio-genetically engineered bacteria digest and biodegrade proteins, starches, fats and paper. Compounds such as detergents, hydrocarbons, sulfur and phenols are toxic to ordinary bacteria. **ONE FLUSH™** bacteria digest and biodegrade these pollutants and prevent them from harming your systems and the environment.

The efficiency and versatility of **ONE FLUSH™** make it essential for preventing and solving many problems around the kitchen, bathroom, laundry room, yard and garden, RV's and camps. **ONE FLUSH™** can be used for Septic and Greywater Systems, Cesspools, Dry Wells, Leach Fields, Drains, Garbage Disposals, Grease Traps, Outhouses, RV and Pit Toilets, Manure Pits, Lagoons and even to make Compost.

FORGET ORDINARY POWDERS AND LIQUIDS

Commonly available powders contain ordinary bacteria from low to very low concentrations. A recent analysis revealed all other products tested had more aerobic bacteria than anaerobic bacteria. Aerobic (air present) bacteria are useful for certain applications. Anaerobic (air absent) bacteria are the ones needed most for septic systems. If you compare the numbers in the Anaerobic Plate Count comparison chart on the bottom of this page, you will find that **ONE HALF-OUNCE** pack of **ONE FLUSH™** contains as many bacteria as 109 pounds of **RID-X®**. **Enforcer®** has 10% of the number of bacteria in **ONE FLUSH™**.

Ordinary liquids are usually watered down and sometimes formulated with detergents, glycols and perfumes. Going back to the comparison chart on the bottom of this page, you can calculate that **ONE HALF-OUNCE** pack of **ONE FLUSH™** contains as much anaerobic bacteria as 30 QUARTS of **Roebic® K-37**.

FORGET ONCE-A-YEAR TREATMENTS

You cannot depend on one product to maintain your septic system after a full year's abuse. A monthly maintenance approach prevents problems, restores your system, and biodegrades pollutants before they enter the environment.

PRODUCT COMPARISONS

PRODUCT	AEROBIC BACTERIA/ GRAM	ANAEROBIC BACTERIA/ GRAM
ONE FLUSH™ Septic Energizer	4,700,000,000 (4.7 Billion)	5,000,000,000 (5 billion)
ZEP®/ENFORCER® Septic System Treatment	700,000,000 (700 million)	500,000,000 (500 million)
ROEBIC® K-37 Septic Tank Treatment	450,000,000 (450 million)	2,400,000 (2.4 million)
RID-X® Septic System Treatment*	2,800,000 (2.8 million)	1,400,000 (1.4 million)

The above values were obtained from an analysis performed by an independent laboratory.

ROEBIC® is a registered trademark of ROEBIC LABORATORIES, INC.
RID-X® is a registered trademark of Reskitt & Benckiser, Inc.
ZEP®/ENFORCER® is a registered trademark of Zap/Enforcer Products, Inc.

THE DIFFERENCE BETWEEN ONE FLUSH & ORDINARY BACTERIA

Not only are there more bacteria in **ONE FLUSH™**, they are better. **ONE FLUSH™** bacteria are more efficient and more effective than ordinary bacteria. They actually digest pollutants that kill ordinary bacteria.

POLLUTANT	COMPETITORS	ONE FLUSH™
PHENOLS Disinfectants, Deodorant Soaps	Kills Ordinary Bacteria	ONE FLUSH™ Digests Phenols
DETERGENTS Laundry, Dish, Shampoos, Cleaners	Kills Ordinary Bacteria	ONE FLUSH™ Digests Detergents
HYDROCARBONS All-Purpose Cleaners, Oil	Kills Ordinary Bacteria	ONE FLUSH™ Digests Hydrocarbons
SULFUR Odor Causing Components	Ignored by Ordinary Bacteria	ONE FLUSH™ Digests Sulfur
CELLULOSE Toilet Tissue, Cotton	Added to Rid-X in 1994	ONE FLUSH™ Digests Cellulose
FAT Grease, Soap, Cooking Oil	Not as Efficient as ONE FLUSH™	ONE FLUSH™ Digests Fat
PROTEIN Meat, Fish, Other Foods	Not as Efficient as ONE FLUSH™	ONE FLUSH™ Digests Protein
STARCH Carbohydrates, Other Food	Can be Digested by Ordinary Bacteria	ONE FLUSH™ Digests Starch

1 of 2

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A comparison chart taken from
<http://trailerbullet.com/unique.htm>

Laboratory Evaluation of Septic Additives:

	Number of Bacteria per gram (or cc)	Number of Bacteria per Container
Unique Septic System Digester	68,800,000	65 Billion!
Unique Super Digest-It Safe Drain Opener	68,800,000	65 Billion!
RID-X	1,500,000	680 Million
Roebic K-37	50,000	47 Million
FLUSH	10,000,000	9.5 Billion

EXHIBIT L

A message from yahoo.com technical support shows proof that defendants never used plaintiff's company name to attract clients.

The email message arrived 08/21/07 after Hawks contacted technical support about the claimed issue.

The response came from:

"Yahoo! Search Marketing" [customersolutions-ysm@yahoo-inc.com]

The case # assigned "Re: Case #153946991"

The message:

"Aug 21 2007 14:14 PT

Dear Robert,

Thank you for contacting Yahoo! Search Marketing.

The ad displaying for "bio safe one" was appearing as a result of our advanced matching technology. I've added "bio safe one" to your accounts list of excluded terms so this ad should no longer appear for these searches moving forward.

Please do not hesitate to contact us if we can be of any further assistance. Thank you for choosing Yahoo! Search Marketing!

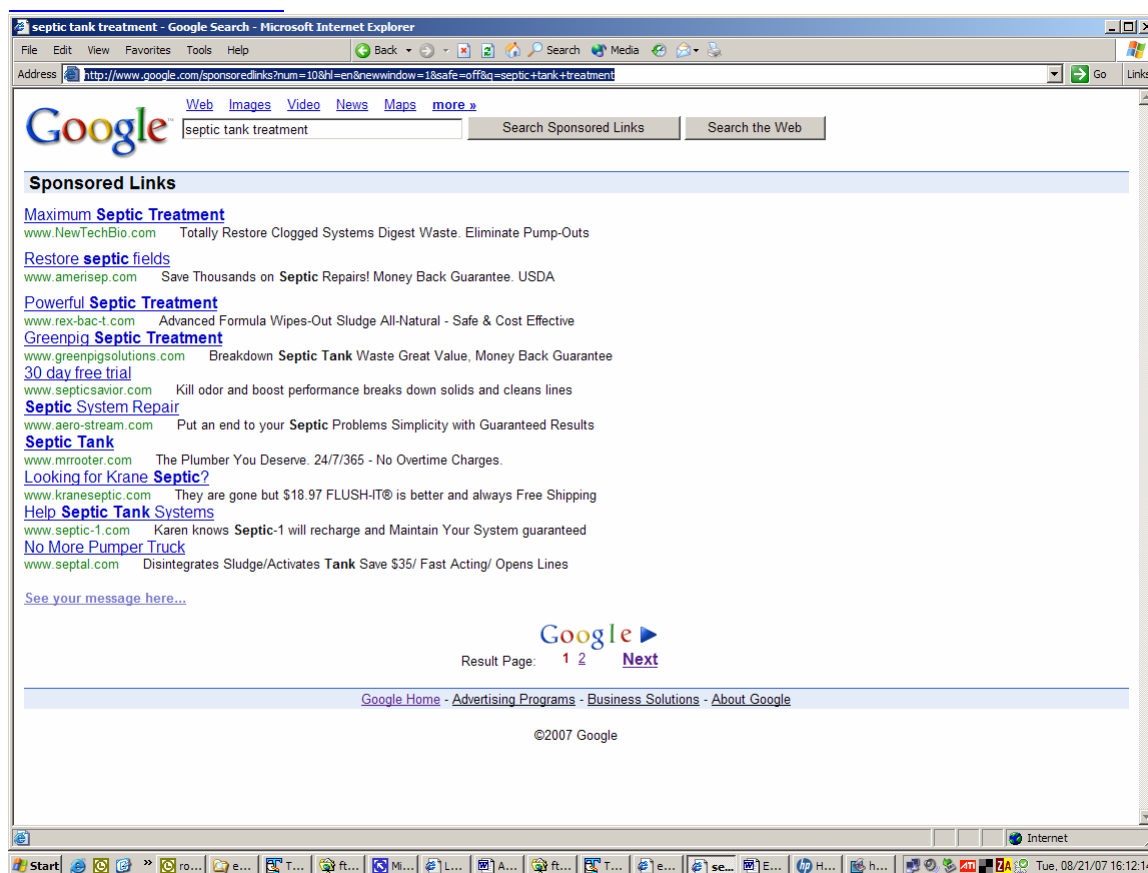
David Holt
Technical Services
Yahoo! Search Marketing"

EXHIBIT M

The plaintiff accuses the defendants of using similar text ads on google.com to deceive consumers into purchasing from defendant while searching for the plaintiff's product.

This link on google.com shows roughly 8 advertisers using similar if not identical phrasing as the plaintiff.

<http://www.google.com/sponsoredlinks?num=10&hl=en&newwindow=1&safe=off&q=septic+tank+treatment>



Yahoo.com shows the same (note the merchants on the right hand side)

http://search.yahoo.com/search;_ylt=A0geu8N3SstGDwwA6p5XNyoA?p=septic+tank+treatment&fr=yfp-t-488

septic tank treatment - Yahoo! Search Results - Microsoft Internet Explorer

File Edit View Favorites Tools Help Back Forward Stop Search Media

Address http://search.yahoo.com/search;_ylt=A0geu8N3SstGDwwA6p5XNyoA?p=septic+tank+treatment&fr=yfp-t-488 Go Links

Yahoo! My Yahoo! Mail

Welcome, woobles992000 [Sign Out] Help

Web Images Video Local Shopping more »

YAHOO! SEARCH septic tank treatment Search Advanced Search

Search Results 1 - 100 of about 1,140,000 for **septic tank treatment** - 0.07 sec. (About this page)

Also try: [septic system](#), [drain field](#), [septic tank treatment solids](#) More...

SPONSOR RESULTS

- Industrial Strength Septic Treatment**
www.newtechbio.com - Completely Restore Clogged Drainfields and Eliminate Pump-Outs.
- 30 Day Free Trial. Money Back Guarantee**
www.septicsavior.net - Septic problem? Odor? Slow drains? Cloggs? **Septic savior** can improve...
- Dan the Citywide Man**
www.citywideman.com - \$35 Coupon - Since 1951 Sewer Drain Experts.

SPONSOR RESULTS

- Restore Drainage to Failed Septic Tank**
Save thousands on **septic tank** system repairs. Money back guarantee.
www.amerisep.com
- No More Pumper Truck**
Disintegrates Sludge Quickly - Cleans Lines-Liquifies Waste.
www.septal.com
- Septic Tank Treatment for Homes**
Proven **Septic Tank Treatment** products for home, offices, industry, ...
www.adbio.com
- Septic Tank Treatments**
Your Source For **septic tank treatment**.
DIYHomeGuide.com
- Powerful Septic Tank Treatment**
Safe, all-natural, industrial strength **septic treatment**. Eliminate...
www.rex-bac-t.com
- Get Plumbing Estimates**
Find how to save time, money and hassles in your plumbing project.

- Septic Tank Treatment (PDF)**
BioWorld **Septic Treatment** uses a unique combination of bioenhancement compounds and ... complete **treatment of septic tank** waste and odor. ...
www.adbio.com/catalogs/BioWorld-Septic-Treatment-Technology.pdf - 239k - View as html
- Septic Tank Treatment Products for Industrial, Municipal and Home Use**
Septic Tank Treatment - Use the Best **Septic Treatment** for Industrial and Home **Septic Tank** Systems. ... **Septic Tank Treatment Unit** (14-month supply - 2 to 6 ...
www.adbio.com/septic/septic_treatment_unit.htm - 12k - Cached
- Septic Tank Drain Field Treatment**
... 7003 is safe for use in **septic tanks**, marine and RV holding tanks, portable ... CB-7000 **Septic Tank Treatment** is a highly concentrated, proprietary blend of ...
www.ecochem.com/t_septic.html - 39k - Cached
- Septic Tank Bacteria Additive**
Liquid **septic tank** bacteria additive for **septic tank treatment** and maintenance ... **Septic Tank Problems?** Microbes Improve Wastewater **Treatment** ...
naturalenviro.com/productinfo.php?...&url=septic-tank-bacteria-liquid - 29k - Cached
- Septic Tank Alternative - Norweco**
Septic Tank Alternative Norweco Aeration system Aerobic **Treatment Unit** Advanced ... **treatment unit**, aeration system or advanced **treatment**. **Septic Tank Alternative** ...
www.septic-tank-alternative.com - 10k - Cached

Start Internet Tue, 08/21/07 16:14:23

Typical msn.com advertiser wording.

<http://search.live.com/results.aspx?q=septic+tank+treatment&form=QBRE>

The screenshot shows a Microsoft Internet Explorer browser window with the address bar displaying <http://search.live.com/results.aspx?q=septic+tank+treatment&form=QBRE>. The page title is "Live Search: septic tank treatment - Microsoft Internet Explorer". The search bar contains the text "septic tank treatment".

The search results are displayed on "Page 1 of 85,459 results". The results include several sponsored sites and organic search results:

- Sponsored Sites:**
 - [Reverse Cesspool Failure](http://www.biosafeone.com) - www.biosafeone.com
Powerful Bacterial Formula Same Used in Exxon Valdez Oil Spill
 - [Maximum Septic Treatment](http://www.newtechbio.com) - www.newtechbio.com
Completely Restore Clogged Drainfields. Industrial Strength Formula.
 - [Get the Real FLUSH-IT®](http://www.flush-it.com) - www.flush-it.com
FLUSH-IT® Septic Energizer will remedy your septic system for \$18.97
- Organic Search Results:**
 - [Page 1](http://septic-tank-treatment.info)
SEPTIC TANK TREATMENT; ENVIRO-FLO INFO; BUY NOW ! GREASE TRAP & DAINS ... Copyright 2003-2007 Envirologics Laboratories. All rights reserved.
septic-tank-treatment.info · [Cached page](#)
 - [Septic Tank Treatment Products - specialized products for septic tank ...](http://www.septic-tank-treatment.com)
On line source plus information on properly maintaining septic tanks, dry wells and leach fields.
www.septic-tank-treatment.com · [Cached page](#)
 - [Septic Tank Care](http://www.aquaticbioscience.com/Septic%20Treatment.htm)
ABS-ST™ Industrial Strength **Septic Tank Treatment** . Advantages: • Reduces offensive odors • Helps reduce septic tank back-ups • Reduces clogged drains, line blockages & drain field problems
www.aquaticbioscience.com/Septic%20Treatment.htm · 8/20/2007 · [Cached page](#)
 - [Benefits Of Septic Tank Treatment](http://www.monthlyseptic.com)
Information and facts about septic tank treatment including an animation of a working septic tank ... Breakthrough Finding Virtually Eliminates Failed Septic Systems
www.monthlyseptic.com · 8/19/2007 · [Cached page](#)
 - [Septic tank - Wikipedia, the free encyclopedia](http://en.wikipedia.org/wiki/Septic_tank)
A septic tank also known as a septic system is a small scale sewage treatment system common in areas with no connection to main sewerage pipes. In North America approximately 25% of the population
- Additional Sponsored Sites:**
 - [Septic System Problems?](http://www.aero-stream.com)
Repair, Restore, Tank End Problems
Forever Simple with 100% Guarantee!
www.aero-stream.com
 - [Powerful Septic Treatment](http://www.rbx-bac-t.com)
Advanced Formula Wipes-Out Sludge, All-Natural - Safe & Cost-Effective
www.rbx-bac-t.com
 - [septic tank treatment](http://diyhomeguide.com)
The Top Home Improvement Resource. Find **Septic Tank** Treatments Quickly
diyhomeguide.com
 - [Septic Tanks](http://septic-tank.tips101.info)
Large Selection of **Septic Tanks**
Low Price on **Septic Tanks**!
[Septic-Tank.Tips101.info](http://septic-tank.tips101.info)
 - [Septic Tank Treatment](http://www.septicremedy.com)
Septic Tank Treatment is Easy with a Free Trial of **Septic Remedy**!
www.septicremedy.com
[See your message here...](#)

The browser window also shows the Windows taskbar at the bottom with various application icons and the system clock displaying "Tue, 08/21/07 16:17:13".

EXHIBIT N

ODETTE J. WILKENS
 ATTORNEY-AT-LAW
 67-30 DARTMOUTH STREET, SUITE 7M
 FOREST HILLS, NEW YORK 11375
 718.575.8784
 OWILKENS@NYC.BLR.COM

August 21, 2007

VIA FEDERAL EXPRESS
 VIA EMAIL: owilken@lunarpages.com
 VIA FACSIMILE: 714.521.8195

Mr. Chad Riddle
 Corporate Secretary
 Add2Net, Inc.
 100 E. La Habra Boulevard
 La Habra, CA 90631

RE: NOTICE OF COPYRIGHT INFRINGEMENT

Dear Mr. Riddle:

I represent Bio-Safe One, Inc. (the "Owner"). This is to notify you and Lunar Pages as required under Sections 512(e)(3) and 512(d)(3) of the Digital Millennium Copyright Act (17 U.S.C. §§512(e)(3) and 512(d)(3)) that:

- The Owner is the exclusive copyright owner of the "biosafeone.com" website (the "Bio-Safe One Website"); and
- The website currently known as "newtechbio.com" has infringed on the Owner's exclusive copyright by having created and distributed unauthorized copies and unauthorized derivative works of the Bio-Safe One Website (the present website "newtechbio.com" being the progeny directly derived from this infringement); and
- The Owner has commenced a lawsuit in federal district court in the Southern District of New York seeking a permanent injunction against the following defendants from operating the Infringing Website and infringing on the Owner's copyright, among other things (the "Infringing Website" means the website currently known as "newtechbio.com"): Robert Hawks, Brad Skierkowski, Newtechbio, USA a/k/a Brad A. Company, Inc. d/b/a www.newtechbio.com, www.jumbomortgages101.com a/k/a JumboMortgages.net, and BCI Funding Group (see http://dockets.justia.com/docket/court-nysdc/case_no-1:2007cv06764/case_id-310637/).

Pursuant to 17 U.S.C. §512(d)(3), please promptly remove or disable all access to the Infringing Website, including without limitation, all webpages and references to the Infringing Website.

I have a good faith belief that the use of the Infringing Website is not authorized by the Owner, its agents or the law. The information in this Notice of Copyright Infringement is accurate, and under penalty of perjury I am authorized to act on behalf of the Owner.

If you need any further information, please contact me.

Sincerely,

Odette J. Wilkens
 Odette J. Wilkens

cc: Bio-Safe One, Inc.

EXHIBIT O

ARTHUR L. LESSLER
Patent Attorney

U.S. and Foreign
Patent, Trademark and
Copyright Causes

540 Old Bridge Turnpike
South River, New Jersey 08882
Facsimile (732) 254-7630
Telephone (732) 254-5155
E-Mail Lessler@Compuserve.com

August 27, 2007

Chad Riddle
Lunarpages.com

Via Facsimile to
(714) 521-8195

Re: www.newtechbio.com Website

Dear Mr. Riddle:

I represent Robert Hawks and Bradley Skierkowski who operated the www.newtechbio.com website formerly hosted by your company.

That website has been edited by my clients who inform me they have removed from it each and every item which has been objected to by Biosafe-One, Inc. and its principal, Chris Jorgensen who have instituted a lawsuit against my clients in the United States District Court for the Southern District of New York.

Wanting to do away with the competition presented by the www.newtechbio.com website, Biosafe-One and Jorgensen seek to shut down that website by sending accusatory letters under the Digital Millennium Copyright Act, knowing that hosting companies prefer to shut down websites as soon as they are made aware of pending litigation.

However, at a conference this morning before Judge Chin who is the assigned judge in the lawsuit, he made it clear that he would not grant preliminary injunction relief shutting down the website, but at most would order that any material he found to infringe upon the intellectual property rights of Biosafe-One and/or Jorgensen be excised from the website. That determination will be made by Judge Chin at or after a hearing which is scheduled for September 21, 2007.

At this point in time there is no court order impairing the right of my clients to operate the [newtechbio.com](http://www.newtechbio.com) website.

Letter to Chad Riddle

Re: www.newtechbio.com Website

August 27, 2007

Given these facts, I ask that you resume hosting of the www.newtechbio.com website.

Sincerely,

LESSLER & LESSLER

A handwritten signature in black ink, appearing to read "Arthur L. Lessler". The signature is written in a cursive, flowing style.

Arthur L. Lessler

ALL:ca

EXHIBIT P**CHAPMAN, GLUCKSMAN & DEAN**
A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW
11900 WEST OLYMPIC BOULEVARD
EIGHTH FLOOR
LOS ANGELES, CALIFORNIA 90064-0704
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(310) 207-7722

FACSIMILE:
(310) 207-6550

JEFFREY A. COHEN
CHAIR, INTERNET & TECHNOLOGY

EMAIL:
jcohen@cgdlaw.com

August 28, 2007

Arthur L. Lessler
540 Old Bridge Turnpike
South River, New Jersey 08882

Via Facsimile
(732) 254-5155

Re: DMCA Infringement Notice
Domain Name: <www.newtechbio.com>
Our File Number: 7017.001

Dear Mr. Lessler:

Please be advised that this office represents the interests of Add2Net, Inc. dba Lunarpages with respect to the above referenced matter. We ask that you kindly direct all further communications regarding this matter directly to this office.

We are in receipt of your letter to our client dated August 27, 2007. This shall respond thereto.

As you are aware, our client was provided with a properly formatted Digital Millennium Copyright Act (the "Act") notice pursuant to 18 U.S.C. §512(c)(3). Our client responded by expeditiously moving to remove, or disable access to, the material that was claimed to be infringing.

Your client then provided this office with a counter-notice under 18 U.S.C. §512(g)(2)(B). However, this notice was deficient in that it did not contain the required elements to be effective.

Furthermore, our client has been notified of the existence of a lawsuit dealing with the issues presented in the original notice. Therefore, at this time even if our client were to receive a properly formatted counter-notice under the Act, our client would be prevented from taking any further action regarding access to the subject website absent a specific court order directing our client's actions.

Your letter indicates that the court in your case refused an initial injunction. This is insufficient, however, for our client to take any action under the act because the site

Arthur L. Lessler
August 28, 2007
Page 2 of 2

was disabled pursuant to our client's obligations under the Act. If you should secure an order from the court directing our client to re-activate the site our client will comply in that regard. Under no circumstances will our client become involved in editing the site or making any judgment as to whether your client has done so sufficiently. Such an order should be drafted specifically ordering our client to reactivate the site. You may provide such order directly to this office.

Once you secure a proper order from the court we will endeavor to comply expeditiously. We trust that this fully addresses your concerns.

Very Truly Yours,

CHAPMAN, GLUCKSMAN & DEAN
A Professional Corporation



JEFFREY A. COHEN

JAC:kw
L-Lessler.doc

EXHIBIT Q

ODETTE J. WILKENS

ATTORNEY-AT-LAW

67-30 DARTMOUTH STREET, SUITE 7M

FOREST HILLS, NEW YORK 11375

718.575.8784

OWILKENS@NYC.RR.COM

August 26, 2007

VIA CERTIFIED MAIL

VIA EMAIL: copyrightclaims@godaddy.com

VIA FACSIMILE: 480.505.8844

Godaddy.com

Mr. Ben Butler

Copyright Department

14455 N. Hayden Road

Suite 219

Scottsdale, AZ 85260

RE: NOTICE OF COPYRIGHT INFRINGEMENT

Dear Mr. Butler:

I represent Bio-Safe One, Inc. (the "Owner"). This is to notify you as required under Sections 512(c)(3) and 512(d)(3) of the Digital Millennium Copyright Act (17 U.S.C. §§512(c)(3) and 512(d)(3)) that:

- The Owner is the exclusive copyright owner of the "biosafeone.com" website (the "Bio-Safe One Website"); and
- The website currently known as "cloggedrainfield.com" has infringed on the Owner's exclusive copyright by having created and distributed unauthorized copies and unauthorized derivative works of the Bio-Safe One Website (the present website "cloggedrainfield.com" being the progeny directly derived from this infringement); and
- The Owner has commenced a lawsuit in federal district court in the Southern District of New York seeking a permanent injunction against the following defendants from operating the Infringing Website and infringing on the Owner's copyright, among other things (the "Infringing Website" means the website currently known as "cloggedrainfield.com"): Robert Hawks, Brad Skierkowski, Newtechbio, USA a/k/a Brad & Company, Inc. d/b/a www.newtechbio.com, www.jumbomortgages101.com a/k/a Jumbomortgages.net, and BCI Funding Group (see http://dockets.justia.com/docket/court-nysdce/case_no-1:2007cv06764/case_id-310637/).

Pursuant to 17 U.S.C. §512(d)(3), please promptly remove or disable all access to the Infringing Website, including without limitation, all webpages and references to the Infringing Website.

I have a good faith belief that the use of the Infringing Website is not authorized by the Owner, its agents or the law. The information in this Notice of Copyright Infringement is accurate, and under penalty of perjury I am authorized to act on behalf of the Owner.

If you need any further information, please contact me.

Sincerely,

/s/

Odette J. Wilkens

cc: Bio-Safe One, Inc.

Arthur L. Lessler

From: Arthur L. Lessler [Lessler@Compuserve.com]
Sent: Monday, August 27, 2007 5:10 PM
To: Odette J. Wilkens, Esq. (OWilkens@nyc.rr.com)
Cc: Vikrant Pawar, Esq. (vik@pawarlaw.com)
Subject: Biosafe-One, Inc. et. al. v. Hawks et al. - USDC-NY Case No. 07-6764

Dear Ms. Wilkens:

Last night you sent a DMCA notice letter to hosting company godaddy.com which falsely states that my client's website cloggedrainfield.com "has infringed on the Owner's exclusive copyright by having created and distributed unauthorized copies and unauthorized derivative works of the Bio-Safe One Website".

Unless within 24 hours you either (1) point out to me exactly what significant text or graphics on the cloggedrainfield.com website is a copy of what protected material on the Biosafe-One website or (2) withdraw your DMCA notice letter, I will file a third party complaint against you in the aforementioned action for damages and injunctive relief for intentional interference with my client's contract rights and intentional interference with their prospective economic advantage.

Arthur L. Lessler
Lessler & Lessler
540 Old Bridge Turnpike
South River, NJ 08882
Tel (732) 254-5155
Fax (732) 254-7630
REPLY TO: Lessler@Compuserve.com

CONFIDENTIALITY NOTICE:

This e-mail is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged and confidential. If you have received this communication in error, please do not read or distribute it and please notify the sender immediately by e-mail or by telephone at (732) 254-5155 and delete the original message.

Thank you.

EXHIBIT S

ODETTE J. WILKENS
ATTORNEY-AT-LAW
67-30 DARTMOUTH STREET, SUITE 7M
FOREST HILLS, NEW YORK 11375
718.575.8784
OWILKENS@NYC.RR.COM

September 5, 2007

By Mail
By Email: Lessler@Compuserve.com

Arthur L. Lessler, Esq.
Lessler & Lessler
540 Old Bridge Turnpike
South River, NJ 08882

Re: Biosafe-One, Inc. et. al. v. Hawks et al. - USDC-NY Case No. 07-6764

Dear Mr. Lessler:

I have received your intemperate email dated August 27, 2007.

Dealing with the substance of your email first, the www.cloggeddrainfield.com website is substantially similar to www.newtechbio.com website, save for the name of the website, the substitution of "NT-Max" for "NewTech" and other minor modifications. While either website continues to infringe on my client's exclusive copyright to the "biosafeone.com" website, the Digital Millenium Copyright Act ("DMCA") provides appropriate safeguards, of which my client has availed itself, unless the court orders otherwise.

Information regarding the copies and derivative works created by your clients in violation of my client's copyright in the "biosafeone.com" website will be provided and is forthcoming.

The balance of your email is a transparent effort to deprive my clients of their choice of counsel by creating a fictitious conflict of interest, and to personalize the disputes between our respective clients. Insofar as you or your clients are attempting or intending to interfere with the defense of this case, as well as my client's rights under the DMCA, Rule 11 sanctions will be sought.

Very Truly Yours,

Odette J. Wilkens

cc: Christopher Jorgensen,
Chief Executive Officer of Bio-Safe One, Inc.
Anthony Wilger, Esq.
Vik Pawar, Esq.